

RECEIVED  
CENTRAL FAX CENTER

AUG 15 2005

S/N 09/655,074

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	NAKA, et al.	Examiner:	ALEXANDER
Serial No.:	09/655,074	Group Art Unit:	1743
Filed:	SEPTEMBER 5, 2000	Docket No.:	10873.0164USC2
Title:	DEVICE AND METHOD FOR ANALYZING A SAMPLE		

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark office on August 15, 2005.

By: Gina Dahl  
Name: Gina Dahl

TERMINAL DISCLAIMER

Assistant Commissioner for Patents  
Washington, D.C. 20231

08/16/2005 STEUMEL1 00000057 503478 09655074  
01 FC:1814 130.00 DA

Dear Sir:

Petitioner, ARKRAY, Inc., the owner of the entire right, title and interest in the present application and U.S. Patent No. 6,325,975, through the undersigned attorney of record, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,325,975 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,325,975, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 6,325,975 in the event that such patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise terminated prior to the expiration of its

RECEIVED  
OPE/AP  
AUG 16 2005

full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

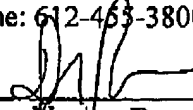
Please charge Deposit Account No. 50-3478 in the amount of \$130.00 for the statutory disclaimer fee.

Respectfully submitted,

Hamre, Schumann,  
Mueller & Larson, P.C.  
P.O. Box 2902-0902  
Minneapolis, MN 55402  
Phone: 612-455-3800

Date: August 15, 2005

By

  
Name: Douglas P. Mueller  
Reg. No. 30,300  
Customer No. 52835